

AO 120 (Rev. 08/10)

<b>TO:</b> <b>Mail Stop 8</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
filed in the U.S. District Court **Northern District of Ohio** on the following

☐ Trademarks or ☒ Patents. ( ☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 5:17-cv-01270-JRA	DATE FILED 6/16/2017	U.S. DISTRICT COURT Northern District of Ohio
PLAINTIFF Apteryx, Inc.		DEFENDANT Durr Dental AG
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,711,564	3/23/2004	Apteryx, Inc.
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
1			
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3			
4			
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In the above—entitled case, the following decision has been rendered or judgement issued:

<b>DECISION/JUDGEMENT</b> <b>Marginal Entry Order dismissing the complaint with prejudice. Each party to bear their own costs and attorney's fees. Judge John R. Adams on 1/2/18.</b>
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CLERK Sandy Opacich	(BY) DEPUTY CLERK Carlene Kinsey	DATE 01/8/2018
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Copy 1—Upon initiation of action, mail this copy to Director    Copy 3—Upon termination of action, mail this copy to Director  
Copy 2—Upon filing document adding patent(s), mail this copy to Director    Copy 4—Case file copy

It is so ordered. The complaint is hereby dismissed with prejudice.

/s/ John R. Adams

U.S. District Judge

January 2, 2018

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

APTERYX, INC.	)	Case No.: 5:17-cv-01270-JRA
	)	
Plaintiff,	)	JUDGE JOHN R. ADAMS
	)	
v.	)	
	)	
DÜRR DENTAL AG	)	
	)	
Defendant.	)	
	)	

**NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE**  
**PURSUANT TO FED. R. CIV. P. 41(a)(1)(A)(i)**

Plaintiff Apteryx, Inc., by and through undersigned counsel and pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) hereby voluntarily dismisses the Complaint in this action WITH PREJUDICE, with each party to bear its own costs, expenses and attorneys' fees.

The dismissal is filed pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) and is effective immediately.

Respectfully submitted,

HAHN LOESER & PARKS LLP

By: /s/ R. Eric Gaum

R. Eric Gaum (OH Reg. No. 0066573)

[regaum@hahnlaw.com](mailto:regaum@hahnlaw.com)

James C. Lanigan (OH Reg. No. 0095886)

[janigan@hahnlaw.com](mailto:janigan@hahnlaw.com)

HAHN LOESER & PARKS LLP

200 Public Square, Suite 2800

Cleveland, Ohio 44114

Tele: 216-621-0150

Fax: 216-241-2824

Attorneys for Plaintiff Apteryx, Inc.